

CITY OF ANGELS  
CITY COUNCIL  
MINUTES

**Tuesday, December 1, 2009**

Council Members Present: Jack Lynch (Mayor), Jack Boeding, (Vice Mayor), Elaine Morris, Craig Turco and Rick Downey

Staff Present: Richard Matranga, Gary Ghio, Dale Mendenhall, Melisa Ralston, David Hanham and Mary Kelly

**5:00 P.M. CALL TO ORDER**

**PUBLIC HEARING: JOINT MEETING WITH PLANNING COMMISSION** – Dave Hanham, Planning Director

Chair Croletto opened the Planning Commission meeting. Roll call of Planning Commission by Chair Gary Croletto: Commissioners Croletto and Rowe in attendance. It was stated that Commissioner Middleton would be arriving late.

Planning Director Hanham reviewed the background of the housing element.

5:20 p.m. Public Hearing Opened

Chair Croletto asked if there were any comments from the public regarding the housing element. There being none, the public hearing was closed.

5:21 p.m. Public Hearing Closed

Because of the absence of a quorum, the Planning Commission did not have the required votes for action on the Housing Element. The City Council agreed to continue the joint meeting until the arrival of Commissioner Middleton. It was agreed to move forward with the abatement issue as all parties involved were in attendance.

**ABATEMENT ITEM**

**COMPLIANCE ISSUES WITH ORDER OF ABATEMENT – LODGE HOTEL** – Tim Ashlock, Owner Lodge Hotel

Mr. Ashlock reported that work on the hotel was progressing steadily. Steve Flaigg, Building Inspector said progress was being made and safety issues are being worked on. He felt the safety issues could be abated by December 15<sup>th</sup> if the steady work continues.

**Direction: Update on progress of safety issues to be given at December 15<sup>th</sup> Council meeting.**

**The joint meeting with the Planning Commission continued upon the arrival of Commissioner Middleton.**

**MOTION** by Commissioner Rowe, seconded by Commissioner Middleton and carried 3-0 ADOPTING PLANNING COMMISSION RESOLUTION NO. 2009-26. A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ANGELS RECOMMENDING THE CITY COUNCIL APPROVE THE 2020 GENERAL PLAN HOUSING ELEMENT 2009-2014.

The Planning Commission adjourned their meeting at 5:45 p.m.

Mayor Lynch opened the City Council meeting at 5:46 p.m.

5:52 p.m.      Public Hearing Opened

Mayor Lynch asked if there were any comments from the public regarding the housing element. There being none, the public hearing was closed.

5:53 p.m.      Public Hearing Closed

MOTION by Council Member Boeding, seconded by Council Member Morris and carried 5-0 ADOPTING RESOLUTION NO. 09-51. A RESOLUTION APPROVING THE 2020 GENERAL PLAN HOUSING ELEMENT 2009-2014.

**Recess**

**6:00p.m.      RECONVENE TO REGULAR MEETING**

**APPROVAL OF AGENDA**

Council Member Turco requested Item #3 be moved to the beginning of the agenda for discussion. This was agreed to by all Council Members.

**STAFF UPDATES**

**Dave Hanham** – Planning Director

- Reviewed staff report provided in packet.
- Have sent out 61 RFP's for the Angels Creek Master Plan and trail
- McDonalds should be submitting application next week

**Dale Mendenhall** – Police Chief

- Reviewed staff report provided in packet.
- Reported on community survey offered on website.

**Melisa Ralston** – Finance Officer

- Reported on Risk Management Administration refund payments for worker's compensation and liability programs

**Mary Kelly** – Director of Administrative Services

- Reported that staff is working on relocating the transit transfer station due to complaints received of present location.

**Gary Ghio** – City Engineer

- Stockton Road paperwork sent to Caltrans. Will be going out to bid in January
- Gave update on the 2010 Sewer Rehab project.

**Direction: City Engineer to provide presentation at December 15<sup>th</sup> Council meeting.**

**COUNCIL UPDATES**

**Councilmember Morris**

- Attended Facilities/Infrastructure
- Will be attending CCOG, LLD and Safety Services meetings.

**Mayor Lynch**

- Spoke with Altaville, Melones Fire and explained City sign ordinance
- Asked for input from other Council Members on the Traffic Mitigation Fee Program.
- Updated Council on Bret Harte High School tobacco program

**PUBLIC COMMENT**

**Bob Menary** – ACBA President

Gave an update on Angels Camp Business Association activities. Provided the City Council with a handout showing the breakdown of monies spent by ACBA (attached).

**Yvonne Redding** – Angels Camp Resident

Asked for answers to the following questions:

- Put complete formula used for cost of water on water bill.
- Where does the City need volunteers?
- Why isn't the City pursuing solar grants to run water/wastewater plant?
- City should offer rebates for low flow toilets or shower heads.
- Are rate payers allowed to use gray water for irrigation and if not - why?
- Give the residents rebates or an incentive for using drip line irrigation or drought tolerant landscaping.
- Too many City employees. City vehicles are always seen being driven around town. Is this cost passed on to rate payers?

**Direction: City Clerk to respond to Ms. Redding by December 15<sup>th</sup> meeting.**

**CONSENT AGENDA**

**MOTION** by Council Member Turco, seconded by Council Member Morris and carried 5-0 ADOPTING THE CONSENT AGENDA:

- a. Minutes of Regular meeting – November 7, 2009
- b. Minutes of Special meeting – November 23, 2009
- c. **MOTION** to pay bills

**REGULAR AGENDA**

3. **ADVERTISE FOR VACANT SEAT ON PLANNING COMMISSION** – Dave Hanham, Planning Director

MOTION by Council Member Boeding, seconded by Council Member Turco and carried 5-0 DIRECTING THE CITY CLERK TO ADVERTISE THE VACANCY ON THE PLANNING COMMISSION TO COMPLETE TERM OF JOE DARBY EXPIRING JUNE 30, 2011

1. **ADA SELF EVALUATION AND TRANSITION PLAN** – Tim Gilbert, MIG/Steve Flaigg  
MOTION by Council Member Morris, seconded by Council member Boeding and carried 5-0 ADOPTING THE CITY OF ANGELS AMERICANS WITH DISABILITIES ACT SELF EVALUATION AND TRANSITION PLAN

2. **WATER VIOLATION – CITATION FROM DEPARTMENT OF PUBLIC HEALTH (referred to Council by Facilities/Infrastructure committee)** – Gary Ghio, City Engineer  
Chief Plant Operator Carol Woolf and City Engineer Gary Ghio gave presentations on the improvements needed at the water plant and the cost for these improvements. Gary explained that staff is looking for direction on how to proceed with requirements spelled out in the citation received from public health. Mayor Lynch provided a presentation showing a comparison of water production and amount of water billed for the years 2007, 2008 and 2009. He has concluded that since the repair of the main water line, a 4<sup>th</sup> filter is not needed because there have been no exceedences since the repair. Council Member Morris read a statement into the record (attached) asking that the installation of the 4<sup>th</sup> filter move forward. Mayor Lynch suggested a meeting be scheduled with Joe Spano where he would present his figures showing no current exceedences and see if this will satisfy Public's Health directive of a water conservation plan. If this does not satisfy Mr. Spano, the City will move forward with the installation of the 4<sup>th</sup> filter.

MOTION by Council Member Downey, seconded by Council Member Boeding and carried 4-1-0 with Council Member Morris voting 'NO' to SCHEDULE A MEETING WITH JOE SPANO OF THE PUBLIC HEALTH AGENCY AND PRESENT THE FIGURES PROVIDED BY MAYOR LYNCH SHOWING NO WATER EXCEEDENCES SINCE THE REPAIR OF THE CITY'S MAIN WATERLINE; ASKING MR. SPANO TO CONSIDER THIS AS SATISFYING THE REQUEST OF A WATER CONSERVATION PLAN AS STATED IN THE CITATION. IF MR. SPANO DENIES THIS REQUEST, THE CITY WILL MOVE FORWARD WITH THE INSTALLATION OF THE 4<sup>TH</sup> FILTER.

Roll Call: Morris {No}, Boeding {Yes}, Turco {Yes}, Lynch {Yes} and Downey {Yes}

MOTION by Council Member Downey seconded by Council Member Boeding and carried 4-1-0 with Council Member Morris voting “No” TO REVISE THE SPECIFICATIONS AND PLANS TO PROVIDE FOR THE ELECTRICAL WORK TO BE BID ON THE 4<sup>TH</sup> FILTER.

Roll Call: Morris {No}, Boeding {Yes}, Turco {Yes}, Lynch {Yes} and Downey {Yes}

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**MEETING ADJOURNED AT 9:10 P.M.**

ATTEST:

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Jack Lynch  
Mayor

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Mary Kelly  
City Clerk